Serial No. 09/403,213 Amdt. dated February 14, 2005 Reply to the Office Action of October 12, 2004

## IN THE SPECIFICATION:

Please replace the paragraph on page 19, lines 2-16, following "INCREASMENT OF THE SYNTHESIS OF APOPTIN", with the following paragraph:

To examine the effect of the direct sequences in front of the apoptin ATG-initiation codon, we have made two pCR-3.1-apoptin constructs. pCR-VP3ori contains the original direct upstream sequences (5'-TTTCAA-3') SEQ ID NO: 3 of the ATG-codon, whereas the other one, pCR-Vp3mu contains the direct upstream sequence (5'-GCCAAC-3') SEQ ID NO: 3SEQ ID NO: 3SEQ ID NO: 4. By means of an in-vitro transcription/translation wheat-germ assay, it was determined that the apoptin expression of the pCR-VP3mu was at least 5 times more than observed for pCR-VP3ori. These data indicate that the nature of the direct upstream sequences of the apoptin-ATG influences the synthesis of apoptin. Construction of (viral) vectors with the direct upstream sequence (5'-GCCAAC-3') SEQ ID NO: 3SEQ ID NO:4 in front of the ATG-codon of apoptin, will result in a higher apoptin production and indirectly in an increased apoptin-induced apoptosis.